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Attorney for Plaintiff,
KARL LOUIS d/b/a CCOMG GmbH,

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

KARL LOUIS d/b/a CCOMG GMBH, Plaintiff, v. REAL TV CRITICS, LLC, Defendant.	Case No. 2:15-CV-09941-CAS-PLA **PLAINTIFF'S NOTICE OF MOTION; AND MOTION TO EXTEND TIME FOR SERVICE OF COMPLAINT PURSUANT TO FED. R. CIV. P. 4(M)** Complaint Filed: December 29, 2015 Hearing Date: May 2, 2016 Hearing Time: 10:00 a.m. Honorable Judge Christina A. Snyder

NOTICE IS HERBY GIVEN that Plaintiff Karl Louis d/b/a CCOMG GmbH, by and through his attorneys of record and pursuant to Fed. R. Civ. P. 4(m), will and hereby does move the Court for the entry of an Order extending the time for service of the complaint on Defendant Real TV Critics, LLC ("Defendant"), for a period of thirty (30) days.

Plaintiff's attorneys of record were unable to conference with counsel pursuant to L.R. 7-3 as Defendant has yet to appear in the case. This motion is based on the accompanying Memorandum of Point and Authorities.

Dated: March 31, 2016

Respectfully submitted,

/s/ Naomi M. Sarega__
Naomi M. Sarega, Esq.
Cal. Bar No. 306967
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MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION AND PERTINENT FACTS

On December 29, 2015, a copyright infringement claim against Defendant was filed with the Court, alleging copyright infringement cause of action to relief. On January 7, 2016, Plaintiff ordered service of process through DDS Legal Services (*See Exhibit A, DDS Order Confirmation*). Service was unsuccessfully attempted several times between January 7, 2016 and January 18, 2016. By this motion, Plaintiff moves this Court to extend the time in which Plaintiff can reasonably execute service of Complain and Summons upon Defendant pursuant to Rule 4(m) of the Federal Rules of Civil Procedure.

II. DISCUSSION

A. Plaintiff has attempted service of Complaint upon Defendant commencing on January 7, 2016

Rule 4(m) of the Federal Rules of Civil Procedure provides that the Summons and Complaint of an action shall be served on a Defendant within 90 days of filing of the complaint. However, if Plaintiff fails to meet this deadline, the Rule allows for the Court to extend the time that service be effected based upon a show of good cause for the failure by Plaintiff.

The Complaint in this action was filed on December 29, 2015. Starting on January 7, 2016, service of process was initiated using DDS Legal Services in order to enact service upon Defendant Real TV Critics, LLC. Under Rule 4(m), the deadline to serve the Defendant was March 28, 2016.

Plaintiff respectfully request an extension of time in which to serve Real TV Critics, LLC. Plaintiff makes this request in good faith and has good cause for the relief they seek.

Plaintiff has attempted several times to serve Defendant without success. Plaintiff and their attorneys of record are currently in the process of continued pursuit of service of the Complaint and Summons.

Plaintiff and their attorneys of record believed the California Secretary of State website would have the most up to date contact and address information for Defendant. Upon providing the addresses to DDS Legal Services, it became known that the addresses listed, are incorrect.

Defendant Real TV Critics, LLC had listed their address as being 3540 Wilshire Blvd., Suite 824, Los Angeles, CA 90010 (*See Exhibit B, Real TV Critics, LLC. Business Entity Detail*). Plaintiff's attorneys of record processed this address to be used for service by DDS Legal Services. On January 13, 2016, a representative from DDS Legal Services informed Plaintiff's attorneys of record that the address located at 3540 Wilshire Blvd. was vacant. This same address is listed as address for the Agent for Service of Process, Rick Thomas.

Defendant Real TV Critis, LLC, California entity number 200907010053, has an entity address listed with the Secretary of State as 2932 Nebraska Ave., Santa Monica, CA 90404. DDS Legal Services attempted service at this address on January 18, 2016. DDS Legal Services informed Plaintiff's attorney of record that the address was no good.

B. Defendant Real TV Critics, LLC's Agent for Service of Process is Also Associated with MediaRich Marketing, Inc.

In executing due diligence, Plaintiff's attorneys of record determined that the Agent for Service of Process for Defendant Real TV Critics, LLC, Rick Thomas, is also associated with MediaRich Marketing, Inc.

Media Rich Marketing is listed on the California Secretary of State website under Entity Number C2845527 (*See Exhibit C, MediaRich Marketing, Inc. Busines Entity Detail*). The Entity Address listed is that of 3540 Wilshire Blvd., Suite 824, Los Angeles, CA 90010. The Agent for Service of Process is listed as Richard M. Thomas. Plaintiff's attorneys of record belive this to be the same "Rick Thomas" listed as Agent of Process for Defendant Real TV Critics, LLC.

Based on the foregoing, Plaintiff's attorneys of record are informed and believe that both Media Rich Marketing and Defendant Real TV Critics, LLC are directly linked. Plaintiff's in executing further due diligence determined that MediaRich Marketing, Inc. has an address listed on their website as 3183 Wilshire Blvd., Suite 196-E21, Los Angeles, CA 90010 (*See Exhibit D, MediaRich Marketing Contact page*).

As well, MediaRich Marketing, Inc., is also found to have a listed address at 3901 W. 7th St., Apt. 2, Los Angeles, CA 90005 (*See Exhibit E, WhitePages Listing*).

Plaintiff and their attorneys of record are informed and thereon believed that with the foregoing information, proper service of process can be executed upon

Defendant Real TV Critics, LLC using one of the aforementioned addresses.

III. CONCLUSION

For the reasons stated above, Plaintiff respectfully requests that this Court enter an Order allowing them an additional thirty (30) days, through and including April 27, 2016, in which to serve the summons and complaint on Defendant Real TV Critics, LLC.

Dated: March 31, 2016

Respectfully submitted,

/s/ Naomi M. Sarega__
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Cal. Bar No. 306967
HIGBEE & ASSOCIATES
1504 Brookhollow Dr., Ste 112
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Counsel for Plaintiff

CERTIFICATE OF SERVICE

I, the undersigned, say:

I am a citizen of the United States and I am a member of the Bar of this Court. I am over the age of 18 and not a party to the within action.

My business address is 1504 Brookhollow Dr., Ste 112, Santa Ana, California, 92705.

On March 31, 2016, I caused to be served the following document:

PLAINTIFF'S NOTICE OF MOTION; AND MOTION TO EXTEND TIME FOR SERVICE OF COMPLAINT PURSUANT TO FED. R. CIV. P. 4(M)

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States District Court, Central District of California using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I further certify that some of the participants in the case are not CM/ECF users. I have mailed the foregoing document by First-Class Mail, postage prepaid, to the following non-CM/ECF Participants:

Real TV Critics, LLC
3901 W. 7th St., Apt. 2
Los Angeles, CA 90005

I certify under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on February 16, 2016, at Santa Ana, California.

Dated: March 31, 2016

Respectfully submitted,

/s/ Naomi M. Sarega
Naomi M. Sarega
HIGBEE & ASSOCIATES
Counsel for Plaintiff